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< Request #18-3480 >

 OPEN

Good evening Councilmember Ryu,

On behalf of the Hollywood Sunshine Coalition I am making this request under the public records act for copies of all emails to and from your account at david@davidryu.com from July 1, 2015 onward to the present day. It's clear from our work that you use this account to conduct public business. As I am sure you are aware the California Supreme Court found last year in City of San Jose that emails relating to the public's business held in the private email accounts of public officials such as yourself are subject to disclosure under the law.

Thank you for your anticipated compliance with this fundamental right granted to we the people by the Constitution of the great state of California.

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Received December 10, 2018 via web

Departments Council District 4

Requester hollywoodsunshinecoalition@yahoo.com
 hollywoodsunshinecoalition@yahoo.com

Documents

Public (none)
(pending)

Requester (none)

Staff

Point of Contact Andrew Suh

  External Message [Hide](#)

Requester + Staff

Hi there CD4. When you claim it would be too much work for you to sort through emails to/from david@davidryu.com you're tacitly invoking section 6255(a) of the CPRA to make a claim that the public interest in saving your office some clerical work *clearly* outweighs the public interest in seeing these emails. Your generic claim about the number of emails being untenably large won't fly here, though.

As you can see from reading the news on any given day, the public interest in knowing exactly what subjects your boss uses his non-city email account to discuss and with whom he discusses these matters outweighs any amount of public benefit in reducing clerical work. Just google Ivanka or Hillary if you want to see how the argument goes. It really doesn't matter in this particular case in this particular year how much work is involved. The public interest in release still outweighs it.

Also, given that you don't seem to have actually searched the emails yet, it's not clear how you know that most of them are personal and that not most of them relate to city business. I'm pretty sure the CPRA requires you to search and then make claims about exemptions based on the facts revealed by the search.

Therefore please reconsider your unsupported claim that the public interest in release is *clearly* outweighed by the public interest in your office saving some time sifting through emails.

December 12, 2018, 12:59pm by the requester

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Requester + Staff

Hello Hollywood Sunshine Coalition –

Thank you for reaching out to the Office of Councilmember David Ryu. We have received your CPRA request dated December 10, 2018 for: "All emails to and from your account at david@davidryu.com from July 1, 2015 onward to the present day."

We are aware of the California Supreme Court decision relating to public business held in private email accounts and is subject to CPRA. We are required to produce emails relevant only to City business even if they were sent or received using a private email account. Our office is ready to comply to these standards, however, your CPRA request as written is not overly broad and non-specific. Responding to your current request as written would require us to review an untenably large number of emails, remove most of them because they are personal and not of City business, review the rest of the identified emails for personal information or exemptions, and then make the appropriate redactions.

We are prepared to work with your organization to focus your request into something manageable. For example, if you provided specific search terms and a time frame, we could use that to identify the documents of interest to you that pertain to City business.

December 12, 2018, 12:24pm by Andrew Suh, Legislative Deputy (Staff)

 Department Assignment

Public

Council District 4

December 10, 2018, 5:59pm

 Request Opened

Public

Request received via web

December 10, 2018, 5:59pm